

NEW JERSEY FORM REQUIREMENTS INDIVIDUAL VARIABLE ANNUITY CONTRACTS

| ITEM | CITATION | YES/NO/NA | FORM/PAGE NO. |
|--|---------------------------|-----------|---------------|
| Provision that in the event of default in payment of consideration beyond the grace period, the company will pay the value of the contract, in accordance with the contract, starting not later than the date contractual payments by the company were to have commenced. | N.J.S.A. 17B:28-5(c)(i) | | |
| Provision that upon request of contract holder received by the company at least 4 months prior to the date payments were to commence, the company will commence payment as of the first day of the fourth month after receipt of the request, or some other date requested by the contract holder, in accordance with a plan provided by the contract and selected by the owner. | N.J.S.A. 17B:28-5(c)(ii) | | |
| Annual Report, which complies with N.J.S.A. 17B:28-5(c)(iii) and N.J.A.C. 11:4-45, will be mailed once each contract year after the first. | N.J.S.A. 17B:28-5(c)(iii) | | |

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| Provision that stipulates: (1) the investment increment factors to be used in computing dollar amounts of variable benefits or other payments or values; (2) guarantees that expense and mortality results do not adversely affect dollar amounts (not applicable to investment management fee; and (3) mortality and investment factors may not produce a larger initial payment than would be produced under N.J.S.A. 17B:19-8, using an annual investment increment no greater than 5%. | N.J.S.A. 17B:28-5(d) | | |
| Provision describing periodic reports. | N.J.A.C. 11:4-44.3(a)1 | | |
| Provision specifying any rights for deferral including: (1) payment of death benefits in excess of any minimum guaranteed death benefits; (2) cash value; and (3) partial withdrawals or partial surrenders dependent upon the valuation of the separate account. | N.J.A.C. 11:4-44.3(a)2 | | |

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| <p>Provision describing any conditions for partial withdrawals, partial surrenders, loans, transfers and new deposits. Must include restrictions on the amounts and timing of such transactions and fees charged. Minimum amount may not exceed \$1,000. Contract may set forth most stringent limits but company may not reserve right to unilaterally change minimum amount, timing or fees.</p> | <p>N.J.A.C. 11:4-44.3(a)3</p> | | |
| <p>Compliance with applicable requirements of N.J.S.A. 17B:28-1 et seq. and all laws applicable to non-variable annuity forms that are not inconsistent with the variable nature of the form.</p> | <p>N.J.A.C. 11:4-44.3(b)</p> | | |
| <p>Provision permitting monies to be deposited into general account fund, subject to general account meeting contract requirements of N.J.A.C. 11:4-43.</p> | <p>N.J.A.C. 11:4-44.3(c)1</p> | | |
| <p>Variable wording to describe separate account funds and related charges is identified by use of brackets in contract and in application forms.</p> | <p>N.J.A.C. 11:4-44.3(c)2</p> | | |

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| Contract does not reserve right to unilaterally terminate or discontinue transfer privileges. Suspension of such privileges is permitted if administered in a nondiscriminatory manner. If included, page number should be noted. | N.J.A.C. 11:4.44.4(a)1 | | |
| Company does not require a signature guarantee of owner for withdrawals, surrenders, loans or transfers. | N.J.A.C. 11:4.44.4(a)2 | | |
| Contract constitutes entire contract, does not refer to or rely on prospectus. | N.J.A.C. 11:4.44.4(a)3 | | |
| Company does not reserve the right to terminate the contract for suspension in premium activity or for failure to maintain minimum amounts in separate account unless reduction in values in separate account is the direct result of partial withdrawal or surrender activity. Company may automatically transfer all monies to one fund or division if the separate account falls below a stated minimum. Conditions for transfer must be described in the contract. | N.J.A.C. 11:4.44.4(a)4 | | |

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| If a market value adjusted annuity, the contract must be identified and issued as a variable contract. | N.J.A.C. 11:4.4.5(a)1 | | |
| If a market value adjusted annuity, the funds backing the contract must be held in a separate account. | N.J.A.C. 11:4.4.5(a)2 | | |
| If a market value adjusted annuity, the maturity value and cash value guarantees are obligations of the general account. | N.J.A.C. 11:4.4.5(a)3 | | |
| Annual Report, which complies with N.J.S.A. 17B:28-5(c)(iii) and N.J.A.C. 11:4-45 will be mailed once each contract year after first year. | N.J.S.A. 17B:28-5(c)(iii) | | |